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By: Yang Tang

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of COLOSI

Serial No.:

09/839,583

Examiner:

unassigned

Confirmation No.: 1417

Art Unit:

1645

Filed:

April 20,2001

For:

POLYNUCLEOTIDES FOR USE IN RECOMBINANT ADENO-

ASSOCIATED VIRUS VIRION PRODUCTION

Commissioner for Patents Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Enclosed is an Information Disclosure Statement and accompanying Form PTO/SB/08A for the above-identified patent application.

[x]	In accordance the IDS is requ	with 37 C.F.R. §1.97(b), no additional fee for submission of ired.
[]	In accordance	with 37 C.F.R. §1.97(c), also enclosed is:
		the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p); or

- a statement as specified in 37 C.F.R. §1.97(e).
- [] In accordance with 37 C.F.R. §1.97(d), a statement as specified in 37 C.F.R. § 1.97(e) and the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) are also enclosed.
- [] Check No. __ in the amount of \$__ for the total fee is attached.
- [x] A return receipt postcard is also enclosed.

Attorney Docket No. 0800-0023 Serial No. 09/839,583

Page 2

Please charge \$___ to Deposit Account No. 03-3117 for the total fee. This paper is being submitted in duplicate.

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 03-3117.

Dated: 2/13/03

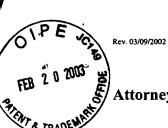
Cooley Godward LLP ATTN: Patent Group Five Palo Alto Square 3000 El Camino Real Palo Alto, CA 94306-2155

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Respectfully submitted, **COOLEY GODWARD LLP**

By:

Roberta L. Robins Reg. No. 33,208



Attorney Docket No. 0800-0023

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INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97(b)

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56, Applicant(s) hereby submits the following information in conformance with 37 C.F.R. §\$1.97 and 1.98.

- [x] Pursuant to 37 C.F.R. §1.98, a copy of each document cited in the attached Form PTO/SB/08 is enclosed.
- [] No copies of the publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No. ___ to which the above-identified application claims priority under 35 U.S.C. §120.
- [x] Publication(s) <u>B1, B2, C1</u> listed on the attached Form PTO/SB/08A were cited in a foreign search or examination report corresponding to <u>PCT</u> application serial no. <u>PCT/US01/40561</u> and mailed on <u>November 19</u>, <u>2002</u>.

[]	of the M.P.E.P., Applicant submits the attached foreign search or examination report, which cites such non-English language publication(s).								
[]	Enclosed is a copy of a non-English publication(s) English language publication (copy enclosed) claims priority from this non-English publication.								
[]	Enclosed is an explanation of non-English publication(s) for which an English translation is not available.								
[]		Enclosed is an English translation of non-English publication(s)cited in the attached Form PTO/SB/08A.							
[]	Enclos	ed is a copy of pending p	oatent Appl	ication Serial	No				
This Ir time periods:	nformati	on Disclosure Statement	is filed wi	thin any one of	f the following				
	[] within three months from the filing date of this national application other than a CPA under 37 C.F.R. § 1.53(d);								
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	[x]	before the mailing date	of a first of	fice action on	the merits; or				
	[]	before the mailing of a frequest for continued ex			_				
It is re	spectful	ly requested that the Exa	miner cons	sider the above	-noted				
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undersigned.									
Dated: $2//3/03$ Respectfully submitted, COOLEY GODWARD LLP									
Cooley Godw ATTN: Patent Five Palo Alto 3000 El Cami	t Group Square		·						
Palo Alto, CA 94306-2155									
1el: (650) 843	5-5000	Fax: (650) 857-0663	Ĭ	Roberta L. Robins Reg. No. 33,208					

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Complete if Known Substitute for form 1449A/PTO **Application Number** 09/839,583 INFORMATION DISCLOSURE Filing Date April 20, 2001 First Named Inventor COLOSI STATEMENT BY APPLICANT Group Art Unit 1645 (use as many sheets as necessary) Examiner Name unassigned Sheet of 2 Attorney Docket Number 0800-0023

			U.S. P.	ATENT DOCUMENTS		
	Cite No.1	U.S. Patent I	Document		Date of Publication of Cited	
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	B1	wo	00/22152A		Avigen, Inc.	04-20-2000		
	B2	wo	97/09441A		Genzyme Corp.	03-13-1997		
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¹ Unique citation designation number.

² See attached Kinds of U.S. Patent Documents.

³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

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OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS							
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.					
	C1	MATSUSHITA et al. (1998) "Adeno-associated virus vectors can be efficiently produced without helper virus," Gene Therapy, 5(7):938-945					
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